

Those present:

Louis Linkel

Robert Brack

Thomas Wilson

Franklin County Auditor:

Carol L. Monroe

*Louis Linkel opens with pledge of allegiance

Louis Linkel motions to go into public hearing

Robert Brack seconds the motion

Thomas Wilson – all in favor

- I. Public Hearing – Joint Franklin/Union County William A Dare Ditch (Assessment Schedule)
 - a. Joe Gillespie – everything has been advertised and all have property owners have been notified.
 - b. Ted Young-all property owners notified. Millers know it needs to be done and Joe (Gillespie) and I met with them personally and if they have an objection they need to be here or send a letter. There are no objections that I know of. \$20.00 per acre (assessment) for two years and (it) will adjust it after that.
 - c. Joe Gillespie – reads letter he sent out to property ditch. (need copy of letter) recommend you (commissioners) adopt increase in maintenance fees
 - d. Robert Brack – asks for review
 - e. Joe Gillespie – there is an arm that runs about 800 feet from outlet. There are also some holes on the main that need repaired.
 - f. Ted Young - we will replace the 16 (inch) with an (18 inch). 18 per foot estimate was \$13.00 per foot (13/14 thousand dollars)
 - g. Robert Brack – when do you plan on starting
 - h. Joe Gillespie – we will get money this spring.
 - i. Carol Monroe – there is talk of (at the state level) having a July 10 tax deadline and a June 10 deduction deadline.
 - j. Joe Gillespie – in that case it could be a fall project
 - k. Louis Linkel motions to approve new assessment schedule for William A Dare Ditch
 - l. Robert Brack – seconds the motion
 - m. Union County Commissioners in agreement
 - n. Thomas Wilson – all in favor. When the money comes in the project will start
- II. Don Harvey (pond)
 - a. Joe Gillespie – the most logical way for that to run is to the south. Haven't talked to anyone but Roy. He is open to anything. Probably take a hearing to get every in here. Six hundredths grade going to the south and about half of that going north. We really can't see. Would like to expose tile in a couple of places. You about can't walk out there (ground conditions). Would be a lot more efficient to drain it south. There are a lot of property owners out there.
 - b. Thomas Wilson – maybe we should have a hearing.
 - c. Ted Young – it is Mr. Harvey's (legal) responsibility to hire an engineer. There are no assessments for this (in Union County).
 - d. Joe Gillespie – to include it they should petition to the board.
- III. Bruns/Harvey Ditch Update - Joe Gillespie, County Surveyor
 - a. Joe Gillespie – everyone's drainage area if figured 261.799 acres total (6 parcels-largest being Harvey farms inc. of 108a) Howard Bruns of-**get copy from Joe**. We are going to have a main tile and two arms. Suspects we will upgrade the tile. It is in the works and everyone is cooperating real well. Ask it be put on the agenda.
 - b. Susan Jones – February 27, 2006 at 1:00 p.m.
 - c. Robert Brack – glad to seed that all going smooth.
- IV. Drainage Approval – Dennis Kraus, Surveyor/secluded acres – 3 lot SD Butler twp
 - a. Joe Gillespie – they are going to have to build a new driveway. This is coming off of county road – Messerschmidt Road. There are five different areas that the water leaves the property. Their ultimate goal is the after development run off does not exceed their before development run off. It has been through soil and water and approved and after approved here will go to A.P.C. The driveway will provide access to all three lots.
 - b. Thomas Wilson – doesn't have a problem with it
 - c. Joe Gillespie – with the adding of rip rap the run off will be slower
 - d. Robert Brack – motions to approve
 - e. Thomas Wilson seconds the motion
 - f. Louis Linkel – all in favor
 - g. Susan Jones – questions if anything has changed
 - h. Joe Gillespie – yes that is why there is additional copies.
- V. Steve Drewes – property erosion with Tom Kuntz **flip tape**
 - a. Steve Drewes states the problem is worse and it hasn't even rained. In 12 years it has never been wet and it is wet all of the time. It is worse now than it was this (past) summer. It is coming underneath his pine trees. There is another place on the other side of his house.
 - b. Robert Brack – did you talk to soil and water
 - c. Steve Drewes – Judy (wife) talked to Mike Gribbins and he (Tom Kuntz) is definitely is breaking the law.
 - d. Robert Brack – all we can do is tell you to get legal advice
 - e. Steve Drewes if we are going to sew any one it will be Larry Franzman-he will be in a world of hurt.
 - f. Louis Linkel – as far as the drainage board is concerned it is out of our hands
 - g. Robert Brack – we asked him to move it and we thought it was settled when he left here. The board does things on legal drains and sub divisions. We don't do anything on private property.
 - h. Larry Franzman – talked to Tom Kuntz and he said he seeded it and put straw down.
 - i. Steve Drewes – it is not there unless I am blind
 - j. Robert Brack - you are going to have to get legal advice.
 - k. Joe Gillespie – in Indiana water is viewed as the common enemy and there are exceptions to the rule and they are all civil matters between property owners.
 - l. Louis Linkel – maybe you (Larry Franzman) should go and look at it
 - m. Larry Franzman – but what can I do?
 - n. Robert Brack – that is the best we can do. The court will have to do it. It is bad it has to be done that way. We thought it was solved.
 - o. Thomas Wilson – he said he would move the pipe back and seed and straw it.
 - p. Steve Drewes – the silk wrap didn't do any good. I put tile and a catch basin in for my neighbors and would expect the same respect.
 - q. Robert Brack – we have no power in this. If it was a subdivision or an obstruction in the ditch.
 - r. Susan Jones – in the minutes (last meeting in November 28th) he (Kuntz) said he would move it back 10 feet.
 - s. Thomas Wilson – he needs to put a silt fence all the way around.
- VI. Open Bids – Wolf Creek Road Small Structure Replacement
 - a. Installing railroad tank shell
 - b. County furnishing railroad tank shell and all of the materials and will do all of the hauling

- i. (Norman) Crain Excavating – \$2,280.00
 - ii. (Brian) Kruthaupt & Anderson Excavating - \$1,105.00
 - iii. (Ken) Bischoff Excavating - \$2,210.00
 - iv. Goldsmith Excavating - \$2,000.00
 - v. (Ben) Harrison Excavating - \$1,375.00
- c. Louis Linkel – does everyone have everything they need?
- d. George – yes
- e. Louis Linkel - motion to award to Brian Kruthaupt
- f. Robert Brack - seconds the motion
- g. Thomas Wilson - all in favor
- VII. Alley Ford Bridge #48 Pipe Creek (see attached request)
 - a. George – Kevin is here from Farrar and Garvey. Kevin Loiselle checked with state and a chance for transportation enhancement funding. Pretty sharp curve when you come onto the bridge. Have an application today for commissioners to sign today.
 - b. Kevin Loiselle – looking at next year. George mentioned we tried for funds last year and they didn’t accept it. Looking at 6-800 feet approachable if we get the right of way. 1.2 million total, with 20% being county money. If you are willing to ask for this we can submit it tomorrow.
 - c. Louis Linkel we should go for it if we can get the right of way.
 - d. Robert Brack - motions for Louis Linkel to sign it.
 - e. Thomas Wilson - seconds the motion
 - f. Louis Linkel – all in favor
- VIII. Weekly Highway Engineer Report, George Hartman
 - a. Bridge conference
 - i. Engineer attended and updates Commissioners on updates with INDOT on pin hanger, etc. **tape 2**
 - b. Hazard Elimination Study money
 - i. Carol had emails with State Board of Accounts
 - ii. Carol Monroe – can’t go over \$100,000.00 without a contractor
 - iii. Louis Linkel – going to stretch that over 2 years-Check on time limit.
 - iv. Thomas Wilson – get as much as we can.
 - c. Bridge #60/Riley Pike over Big Cedar Creek
 - i. C&H M – he allowed 10 days after polls were moved back. Excavation is nearly complete
 - d. Bridge P.O. #1301/Bulltown Road over Little Salt Creek & LA #1801/Vanatta Road over Little Sanes Creek
 - i. Proposal from E&H Bridge & Grating for new superstructure
 - ii. Louis Linkel – would like to get bids if we can
 - e. Wolf Creek Road small structure replacement (at Orchard Road)/Bridge #2304
 - i. Contractor will furnish track hoe (equipment and labor) and remove existing structure
 - ii. County will furnish and haul all materials
 - f. Bridge #48/Pipe Creek Road over Pipe Creek
 - i. Rehabilitation of Alley Ford
- IX. Pea Ridge Road (Terry Williamson Mailbox) (looks at plat)
 - a. Larry Franzman – he asked me if county could help him locating his mailbox. I told him in the cul-de-sac that there could be an area dedicated for right of way. He just wants to put up his mail box.
 - b. Thomas Wilson – is this county right of way? We have to make for sure.
 - c. Terry Williamson – shows pictures of where he had been putting his mail box. Checked with postal service and delivery driver.
 - d. Robert Brack – we have to make sure it is on county right of way.
 - e. Joe Gillespie- shows on plat where he believes terry should put his mailbox.
 - f. Thomas Wilson – questions if it is right of way
 - g. Joe Gillespie – we can check on that.
- X. 2006 EMS (see attached contract)
 - a. John Cookendorfer – we have a contract for you to sign today. We cannot provide a paramedic like you have requested.
 - b. Thomas Wilson – why?
 - c. John Cookendorfer – you come up with a way to fund it, and we will provide it. For you to provide ALS service at \$12.00 an hour 365 days a year. We still have a viable contract with Fayette County.
 - d. Thomas Wilson – we asked for 2 ALS trucks. What about 1 chase truck
 - e. John Cookendorfer – you are still talking about \$100,000.00 at \$12.00 an hour and that is at no benefits. Fayette hospital will come anywhere in the county.
 - f. Roy Rosenberger – we still have a contract with Fayette County and they can back us up.
 - g. John Cookendorfer – if you want to sign \$45,000.00-we can come back and get additional appropriations. You were tight last year but your not now.
 - h. Robert Brack – you are not going to get any additional this year.
 - i. Thomas Wilson – I would give you \$150,000.00 if I could. You can not put a price on a life. Questions run time.
 - j. Roy Rosenberger – run time will be cut in half. With the contract with Fayette Memorial they will take you anywhere.
 - k. Thomas Wilson – do you have protocols for when you have different circumstances.
 - l. John Cookendorfer – we have a new doctor.
 - m. Thomas Wilson – the whole key is to get the best care for our residents.
 - n. Roy Rosenberger – requests runs from the last year
 - o. John Cookendorfer – distributes info to Thomas Wilson – **need info**
 - p. Janice Gardenman – only need also for 5% of time and it is an additional cost
 - q. Thomas Wilson – disagree. How will Fayette memorial bill you
 - r. John Cookendorfer - \$125.00 per run.
 - s. Thomas Wilson – are you going to go back to County Council and ask for an additional?
 - t. John Cookendorfer – yes, I feel we deserve \$50,000.00
 - u. Thomas Wilson, Robert Brack and Louis Linkel – we *will* support you.
 - v. Robert Brack – motion to sign
 - w. Louis Linkel seconds the motion
 - x. Thomas Wilson – all in favor
 - y. John Cookendorfer – we have a hard working board.
 - z. Thomas Wilson – just want the best pre-hospital care we can get. Appreciates everyone coming in. If council gives you the \$5,000.00, but if they don’t-we can’t do anything.
- XI. Ken Nelson
 - a. Ken Nelson – here for two reasons-one is to discuss the drainage issue and two-new senior center
 - i. Drainage issue
 - 1. Ken Nelson – we have a site plan
 - 2. Joe Gillespie – this off of 101.

3. Larry Franzman – there has never had anything planted
 4. Joe Gillespie – shows plat. (flip tape)
 5. Ken Nelson – this adjoins nursing home
 6. Joe Gillespie – Country Charm Est. have built county roads and storm drainage goes along 101 (side ditch). The state has the pipe in the side ditch under sized. Told them the after development run off could not exceed the before runoff. It was approved last week with the drainage board. There have been no engineering judgments.
 7. Thomas Wilson – have gotten complaints and called Terry Lambert and he said he could not do anything.
 8. Larry Franzman – talked to him 2 weeks ago and wanted us to keep him informed.
 9. Joe Gillespie – they have over excavated it. There is probably some work that needs done at the entrance. If they take care of their own water it won't complicated the current problem
 10. Ken Nelson – the other thing we did is, the down spouts we added a couple catch basins. There is no water there currently but we put the drains back there for the worst case scenario. We have a little bit over designed the project. The actual size of the basin will be decided once we have the parameters. There are 35 units within one building (seniors)-single story. 2.07 acres left (to the front). Talked to nursing home and believed this will enhance them.
 11. Joe Gillespie – soil and water will have to do a rule 5.
- ii. Senior – distributes handouts
1. Ken Nelson - part of project is to notify County Commissioners and you get points if you favor the project.
 2. Kris Nelson - we are a development consultant company. We help people develop their properties. The handouts are examples of projects. The one we are proposing is single. What we are really here for is to get your endorsement on our letter to the state. Financed through the IRS section 42. We are able to receive tax credits and they are sold to corporations. It is basically grant money that is very competitive. What we like to do is maximize our points. We have done a market study and that shows a need for this type of study.
 3. Dr Edward – market study was expensive.
 4. Thomas Wilson – what kind of tax credits is this.
 5. Dr Edward– if someone wants to invest in this, they can.
 6. Kris Nelson – people in large corporations who seek these credits. Points are awarded on several different factors and one of those is to seek the endorsement from the senior elected officials.
 7. Ken Nelson - Franklin County is considered to be a hard to develop area. The money we get is actually private money and eventually he will be an owner in the project. Your endorsement would be greatly appreciated. Dr Edward has part of his personal investment – with surveys, etc.
 8. Thomas Wilson what ages
 9. Ken Nelson – they have to be 55 or older. They could have a spouse younger.
 10. Louis Linkel motions to give endorsement
 11. Robert Brack – seconds the motion
 12. Thomas Wilson – all in favor
 13. Dr Edward – once approved construction will start in 07 for completion in 08.
- XII. River Boat
- a. Robert Brack – Board of Commissioners have a check for the town of Brookville.
 - b. On behalf of town – Renee Stivers and Mike Biltz accept check
- XIII. Fencing at SAC Shelter
- a. Deedy Mullins – adopted an animal from your shelter and noticed your beautiful acreage by the shelter knowing the animals did not have a place for the animals to run. Knows constraints on budget. Would like to take upon self to find revenue.
 - b. Robert Brack – we are going to have hot mix going into next to that. We can't add on anymore. See what you want to do, the dog warden works for the sheriff. Louie has a lot to do. We have enough work to have 2 full time dog wardens. But we are full. Our humane society has done a great job.
 - c. Deedy Mullins – thanks Commissioners for time.
- XIV. Minutes
- a. Louis Linkel motions to approve
 - b. Robert Brack seconds the motion
 - c. Thomas Wilson – all in favor
- XV. Payroll
- a. Thomas Wilson – make a motion to approve payroll as long as Rick Gill signs his voucher. We can approve it for the jail cooks even though it doesn't match the salary ordinance. Donald "Butch" Williams said he jail cooks would get paid and gene would take care of it.
 - b. Robert Brack seconds the motion
 - c. Louis Linkel all in favor
- XVI. Ordinance 2006-02 (Health Dept.)
- a. Thomas Wilson motions to sign
 - b. Louis Linkel seconds the motion
 - c. Robert Brack – all in favor
- XVII. Revised bank and investments – from County Treasurer
- a. Robert Brack – states reassessment should have been \$40,000.00 instead of \$400,000.00.
- XVIII. Adjourn
- a. Louis Linkel motions to adjourn
 - b. Thomas Wilson seconds the motion
 - c. Robert Brack – all in favor

To be approved 02/06/06